

Customer No.: 31561
Application No.: 10/064,576
Docket NO.: 9445-US-PA

REMARKS

Present Status of the Application

This is a full and timely response to the outstanding non-final Office Action mailed on May 17, 2005. The Office Action has rejected claims 1-20 under 35 U.S.C. 102 (e) as being anticipated by Tran et al. (USPN 6,253,319). After further confirming with the Examiner Amin' s supervisor Examiner Thomas Lee on August 5, 2005, it is noted that the Office has withdrawn the rejection to claims 3, 9 and 14.

Upon entry of the amendments in this response, claims 1-20 are pending of which the claims 1, 7, 13 have been amended and the claims 3, 9, 14 and 17-20 have been cancelled without prejudice or disclaimer in order to more explicitly describe the claimed invention. It is believed that no new matter adds by way of amendments made to claims. For at least the foregoing reason, applicants respectfully submit that claims 1-16 patentably define over prior art of record and reconsideration of this application is respectfully requested.

Discussion for Objection to Claims Under 35 U.S.C. 102 (e)

Claims 1-20 are rejected under 35 U.S.C. 102 (e) as being anticipated by Tran et al. (U.S. Patent No.: 6,253,319).

In response thereto, applicant made amendments to the independent claims 1, 7, 13 by merging the dependent claims 3, 9 and 14 into their corresponding base independent claims

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without prejudice or disclaimer in order to more precisely clarify the claimed invention. As a result a limitation of "the latching circuit comprises a diode and two inverting devices" is added into the independent claims 1, 7 and 13.

To establish a prima facie case of anticipation, the prior art reference (i.e. Tran) should teach, suggest or disclose all limitations of the claims. However, Tran fails to teach, suggest or disclose "the latching circuit comprises a diode and two inverting devices," as claimed in the amended claims 1, 7 and 13. Hence, the independent claims 1, 7 and 13 are not anticipated by Tran; that is, these independent claims are patentable over Tran under 35 U.S.C. 102 (e).

Regarding dependent claims 2-6, 8-12 and 14-16, no matter whether they are conventional, they are patentable as a matter of law for the reason that they contain all limitations of their corresponding patentable independent claims 1, 7 and 13, respectively.

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CONCLUSION

For at least the foregoing reasons, it is believed that all the pending claims 1-16 except the cancelled claims 3, 9, and 14 of the present application patently define over the prior art and are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Respectfully submitted,

Date:

August 15, 2005

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